

CHRIS CHRISTIE
Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
State Board of Psychological Examiners
124 Halsey Street, 6th Floor, Newark, NJ 07102



PAULA T. DOW
Attorney General

THOMAS R. CALCAGNI
Acting Director

June 7, 2011

via certified and regular mail

John W. Rosado, Jr., Psy.D.
149 West Main St.
Freehold, NJ 07728

FILED WITH THE BOARD OF
PSYCHOLOGICAL EXAMINERS
ON June 13, 2011
J. Michael Walker
Executive Director

Mailing Address:
P.O. Box 45017
Newark, NJ 07101
(973) 504-6470

Re: Offer of Settlement In Lieu of Filing a Formal Disciplinary
Complaint

Dear Dr. Rosado:

This letter is to advise you that the New Jersey State Board of Psychological Examiners (the "Board") has had an opportunity to review information from D.J. and A.P. alleging that your conduct in sending a written correspondence (e-mail) to A.P.'s employer, revealed information regarding the parties who were in therapy which you should have kept confidential.

Upon review of all available information, the Board has preliminarily found that probable cause exists to support a finding that your conduct violated confidentiality pursuant to N.J.S.A. 45:14B-28 and N.J.A.C. 13:42-8.5(a) in that you issued a correspondence via e-mail to an employer and revealed that "D.J. was ordered by Family Court to receive psychological treatment along with his two sons and ex-spouse, that D.J. remained active in treatment" and that "both D.J. and A.P. were fully cognizant of my legal charge by Family Court, as they both participated in the treatment process which still remains in full effect." The letter to the realtor employer revealed confidential information obtained in the course of your practice which you have an obligation to preserve.

At this juncture, the Board has preliminarily concluded that the above violations are sufficient to warrant the initiation of formal disciplinary proceedings against you. Notwithstanding that decision, however, the Board has determined that it will first offer you an opportunity to settle this matter, and thereby avoid the initiation of disciplinary proceedings, should you consent to:

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1. A formal reprimand for violating the confidentiality of information obtained from a client in the course of the licensee's practice pursuant to N.J.S.A. 45:14B-28 and N.J.A.C. 13:42-8.5(a).

2. A civil penalty in the amount of \$1000.00 for violation of N.J.S.A. 45:14B-28 and N.J.A.C. 13:42-8.5(a) which shall be paid immediately upon accepting this letter. Payment shall be made payable by certified check or money order to the NJ State Board of Psychological Examiners and forwarded to the attention of J. Michael Walker, Executive Director, 124 Halsey Street, P.O. Box 45017, Newark, New Jersey 07101.

If you are willing to settle this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter, and returning it to the Board office. Upon your signature, this letter will be a matter of public record.

In the event you are unwilling to settle this matter on the offered terms, it will be referred to the Attorney General's office for the initiation of appropriate enforcement action. In such event, you will be afforded an opportunity to defend against the alleged violations. If an evidentiary hearing is deemed warranted the Board will either conduct that hearing at a date and time to be scheduled or refer the matter to the Office of Administrative Law. You are advised, however, that in the event formal charges are filed, the Board may assess civil penalties in an amount greater than that herein offered in settlement should any charges against you be sustained. Additionally, the Board may, if the facts are found to so warrant, enter an order, requiring you to reimburse certain monies and/or requiring you to pay costs incurred by the Board. Should you have any questions concerning this letter or the settlement offer herein, I suggest that you contact Deputy Attorney General, Carmen A. Rodriguez who may be reached at (973) 648-3696.

If you elect to settle this matter presently, you should sign the acknowledgment at the bottom of this letter and return it to the Board within fifteen (15) days following your receipt of this letter. In the event that the Board receives no response from you within fifteen (15) days, the Board's settlement offer will be withdrawn, and the matter will be referred to the Attorney General's Office for the initiation of appropriate enforcement proceedings.

NEW JERSEY STATE BOARD OF
PSYCHOLOGICAL EXAMINERS

By: 

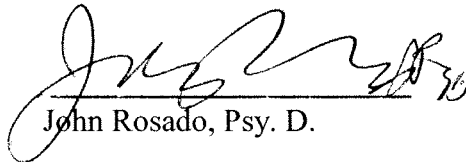
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Executive Director

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ACKNOWLEDGMENT: I, John Rosado, Psy.,D, hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct which has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record, and I acknowledge the formal reprimand and agree to the payment of the civil penalty in the amount of \$1000.00 and that this letter is a public document.


John Rosado, Psy. D.

Dated:

c: Carmen A. Rodriguez, Deputy Attorney General

